

## Message Text

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PAGE 01 BRASIL 01232 191602Z

41

ACTION ARA-10

INFO OCT-01 ISO-00 EB-07 L-02 AID-05 TRSE-00 STR-01 COME-00

AGR-05 FEA-01 CIAE-00 FRB-03 INR-07 NSAE-00 XMB-02

OPIC-03 SP-02 CIEP-01 LAB-04 SIL-01 OMB-01 ARAE-00

/056 W

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P R 191545Z FEB 75

FM AMEMBASSY BRASILIA

TO SECSTATE WASHDC PRIORITY 7764

INFO AMCONSUL RIO DE JANEIRO

AMCONSUL SAO PAULO

LIMITED OFFICIAL USE BRASILIA 1232

E. O. 11652: N/A

TAGS: EINV, ETRD, EFIN, BR

SUBJECT: COUNTRY ELIGIBILITY FOR GENERALIZED PREFERENCE:  
EXPROPRIATION AND ARBITRATION PROVISION

REF: A. STATE 23621; B. STATE 22760

1. ON THE BASIS OF REVIEW OF EMBASSY FILES AND A CHECK WITH CONGENS RIO AND SAO PAULO, WE HAVE REACHED THE PRELIMINARY JUDGMENT THAT THERE ARE NO PENDING CASES WHICH MAY DISQUALIFY BRAZIL FROM GENERALIZED PREFERENCE STATUS UNDER SECTIONS 502 (B) (4) AND (6) OF THE TRADE ACT.

2. WE COULD FIND NO RECORD OF THE JACK ZIPER CASE REFERRED IN REFTEL A PARA 3. CONGEN RIO, ON THE OTHER HAND, REPORTS THAT A QUESTION MAY ARISE IN CONNECTION WITH A BANKRUPTCY CASE NOW BEFORE THE BRAZILIAN COURTS. THIS IS PANAIR DO BRASIL WHICH THE GOB DECREED AS BANKRUPT IN THE MID 1960S AGAINST THE PROTEST OF PRIVATE SHAREHOLDERS -- INCLUDING PANAM -- WHO CLAIMED THAT THE GOB MERELY SOUGHT TO FAVOR VARIG. THE RIO PANAM REP REPORTS, HOWEVER, THAT NEGOTIATIONS FOR OUT-OF-COURT

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PAGE 02 BRASIL 01232 191602Z

SETTLEMENT ARE WELL ADVANCED.

CRIMMINS

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NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** NATIONALIZATION, ARBITRATION, TRADE LAW, GENERALIZED PREFERENCES (TARIFFS)  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 19 FEB 1975  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** GolinoFR  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1975BRASIL01232  
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**Film Number:** D750059-0282  
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**Locator:** TEXT ON-LINE, ON MICROFILM  
**Office:** ACTION ARA  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
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**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** n/a  
**Reference:** 75 STATE 23621, 75 STATE 22760  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** GolinoFR  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 03 SEP 2003  
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**TAGS:** EINV, ETRD, EFIN  
**To:** STATE  
**Type:** TE  
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